THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :27839 of 2007

DATED:31-12-2007

BETWEEN:

Tatavarthi Venkata Raju.

..... PETITIONER

AND

The Revenue Divisional Officer,
Amalapuram,
East Godavari District & another.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the respondents in interfering with the possession of the property of the petitioner in an extent of ac.1.50 cents in Sy.Nos.70/4B, 70/5, 70/7 and 70/8B of Janupalli village, Amalapuram mandal, East Godavari District without passing any orders or recourse to law having received the notice, dated 01-12-2007, issued by the petitioner, as illegal and arbitrary.

3. It is the case of the petitioner that he is the owner and possessor of an extent of Ac.1.50 cents in four bits covered by Sy.Nos. 70/4B, 70/5, 70/7 and 70/8B of Janupalli village, Amalapuram mandal, East Godavari District and a coconut garden. Whileso, without initiating any legal proceedings when the possession of the petitioner was sought to be interfered with petitioner got issued a notice, dated
01-12-2007, but no reply has been given. Hence, the present Writ Petition.

4. Having regard to the facts and circumstances, without expressing any opinion with regard to the merits of the case, and

whether the said land is a private land, assigned land or a Government land, respondents are directed not to dispossess the petitioner without following due process of law.

5. Accordingly, Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

31st December, 2007.

Note:

Furnish C.C. of the order
within two days.

B/o
Tsy